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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EMS Ship Supply (Houston) Inc.
d/b/a Provimar America, Inc.,

ECF Case

09 CV 8224 (LAK)

EMS Ship Supply (Germany) GmbH

EMS Ship Management (Singapore) Pte Ltd,

Plaintiffs,

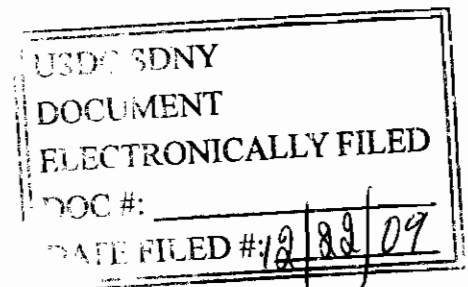
v.

Kyodo Corporation,

Kyodo Shipping Ltd. and

Progress Shipping Ltd.

Defendants.



NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FRCivP 41(a)(1)

No Answer or Motion for Summary Judgment having been filed by defendants, plaintiffs hereby
voluntary dismiss this action without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1).

Dated: December 17, 2009
New York, New York

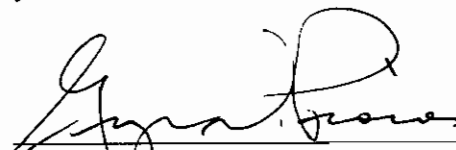
Respectfully submitted,

Law Offices of George N. Proios, PLLC
Attorneys for Plaintiffs

SO ORDERED

LEWIS A. MARRAS, USDCJ

By:


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